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Attorney for Defendant
SANDRA CLARKE

FILED WITH
UNITED STATES DISTRICT COURT
DISTRICT OF HAWAII

JAN 29 2007

at 1 o'clock and 10 min. PM
SUE BEITIA, CLERK

IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF HAWAII

UNITED STATES OF AMERICA,)	CR. NO. 01-00300 DAE
)	
Plaintiff,)	NOTICE OF HEARING;
)	DEFENDANT'S MOTION TO
vs.)	MODIFY AND/OR REDUCE
)	SENTENCE FOR INABILITY TO
SANDRA CLARKE,)	PAY RESTITUTION;
)	DECLARATION OF COUNSEL;
Defendant.)	CERTIFICATE OF SERVICE
)	

NOTICE OF MOTION

TO: Lawrence L. Tong, Esq.
300 Ala Moana Boulevard, Room 6-100
Honolulu, Hawaii 96813
Attorney for the United States

NOTICE IS HEREBY GIVEN that the foregoing Motion shall come on for
hearing before the Honorable David A. Ezra, Judge of the above-entitled Court, in
his courtroom at 300 Ala Moana Boulevard, Honolulu, Hawaii 96813,
at _____ .m. on _____, or as soon thereafter as

counsel can be heard.

DATED: Honolulu, Hawaii, January 28, 2007.

Pamela E. Tamashiro

Pamela E. Tamashiro
Attorney for Defendant
SANDRA CLARKE

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF HAWAII

UNITED STATES OF AMERICA,)	CR. NO. 01-00300 DAE
)	
Plaintiff,)	DEFENDANT'S MOTION TO
)	MODIFY AND/OR REDUCE
vs.)	SENTENCE FOR INABILITY
)	TO PAY RESTITUTION
SANDRA CLARKE,)	
)	
Defendant.)	
_____)	

**DEFENDANT'S MOTION TO MODIFY AND/OR REDUCE
SENTENCE FOR INABILITY TO PAY RESTITUTION**

Defendant SANDRA CLARKE, by and through her attorney Pamela E. Tamashiro, hereby moves this Court for an order modifying and/or reducing the sentence of six-months of incarceration for Defendant's inability to pay her restitution which was made a condition of her supervised release.

This motion is made pursuant to Rule 35, Federal Rules of Criminal Procedure, Defendant's constitutional rights under the Fifth and Eighth Amendments, and 18 U.S.C. §§ 3553 and 3666, and is based upon the records and files herein, the declaration of counsel and memorandum in support of motion attached hereto, and any evidence that may be presented at a hearing on the motion.

DATED: Honolulu, Hawaii, January 28, 2007.

Pamela E. Tamashiro

Pamela E. Tamashiro
Attorney for Defendant
SANDRA CLARKE